

ATTORNEY DOCKET NO.
062891.0579

PATENT APPLICATION
09/997,453



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of: Malcolm M. Smith
Serial No.: 09/997,453
Filing Date: November 27, 2001
Group Art Unit: 2681
Examiner: Jean A. Gelin
Title: COMMUNICATION SYSTEM WITH FLOATING
PHYSICAL CHANNEL

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Technology Center 2600

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Response to Examiner's Action with check and Replacement Drawing Sheet are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on this 10th day of November 2004, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Willie Jiles

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RESPONSE TO EXAMINER'S ACTION

In response to the Office Action mailed August 10, 2004, Applicant respectfully requests the Examiner to reconsider the rejection of the claims and the objections to the Application in view of the following amendments and/or comments as set forth below.